

CHAPTER 299.

H. F. No. 459.

An act to provide for the bonding of counties to build court houses.

Court house
bonds.

Be it enacted by the Legislature of the state of Minnesota:

SECTION 1. Every organized county in this state is hereby authorized to issue its bonds for the purpose of raising money to build and furnish a court house therein by conforming to the provisions of this act; *provided*, that the bond issue hereby authorized shall in no case exceed three (3) per cent of the taxable valuation of the county as shown by the last preceding assessment for the county.

Limit of issue.

SEC. 2. Whenever the board of county commissioners of any organized county in this state shall determine by resolution duly passed and recorded, to raise a sum of money which shall be designated in such resolution, within the limitation aforesaid, for the purpose of erecting and furnishing a court house at the county seat of such county, or when a petition setting forth that it is the desire of such petitioners that said county shall erect, and construct a court house at the county seat of such county, and setting forth the amount of money to be raised and expended in the erection and furnishing of such court house, within the limitation aforesaid, which said petition shall be signed by at least one hundred (100) legal voters, freeholders of said county, shall be filed with the county auditor of said county and addressed to the board of county commissioners of said county, it shall be the duty of such board of county commissioners, to cause the proposition expressed in such resolution, or in said petition, to be submitted to the electors of such county at the next general election to be held therein, or at such special election as said board of county commissioners shall by resolution designate.

Conditions of
issuing.

SEC. 3. There shall be provided by the county commissioners of such county a suitable box at each voting precinct and polling place in said county in which all ballots cast at such election for or against such proposition shall be deposited. There shall be printed on such ballots in apt terms the substance of such proposition following which shall be printed in appropriate manner the words "Yes" and "No" on two (2) separate lines, and every person desiring to vote in favor of such proposition shall make his cross mark thus, X, opposite the word "Yes," and every person

Balloting.

desiring to vote against such proposition shall make such mark opposite the word "No."

The said election shall be conducted and the votes cast thereat shall be canvassed and counted and the result thereof certified in like manner as in the case of the election of the county officers.

Negotiating.

SEC. 4. If a majority of the legal votes cast at such election be in favor of such proposition, the board of county commissioners may issue and negotiate the bonds of such county to the amount specified and stated in such resolution, or petition, within the limitation stated in section one (1), or so much thereof as may be necessary, for the erection and furnishing of such court house, provided that such bonds shall not be negotiated or sold for less than their par value, nor shall said bonds bear a rate of interest exceeding six (6) per cent, per annum.

Terms of bonds

SEC. 5. The denominations of said bonds shall be in such amounts and shall be payable at such times not less than five (5) years, nor more than twenty (20) years from the date of their issue as the board of county commissioners shall determine by the resolution of the board. The interest thereon shall be payable semi-annually at such place as shall be fixed by resolution of the board.

How executed.

SEC. 6. Said bonds shall be signed by the chairman of the board and countersigned and sealed by the auditor of the county and shall have interest coupons attached thereto, which coupons shall be signed by said chairman and countersigned by the auditor of said county, and said auditor shall keep a true and correct record of all bonds issued under the provisions of this act giving numbers, dates and amounts to whom issued and when payable.

Tax to pay bonds.

SEC. 7. Said board and the proper authorities of said county shall, and they are hereby authorized and required to levy an annual tax on the taxable property of said county, over and above and in addition to all other taxes required by law to be levied sufficient to pay the interest accruing upon said bonds as it matures, and also to levy an additional tax sufficient in amount to pay the principal of said bonds at maturity, which tax shall be levied and collected in the same manner as other taxes are levied and collected.

Bids for bonds.

SEC. 8. Before any such county shall be authorized to issue its bonds as herein provided, the board of county commissioners thereof shall give notice by publication for three (3) consecutive weeks in at least one weekly, or daily newspaper, printed and published in

said county and by a similar publication for the same length of time in at least one (1) weekly, or daily newspaper printed and published at the capital of the state, which said newspapers shall be designated therefor by resolution of such board of county commissioners; that said board of county commissioners will receive bids for the sale of such bonds at the time and place to be named in such notice.

SEC. 9. At the time and place named in such notice the said board of county commissioners shall open and consider the said bids, and may thereupon award the sale of such bonds to the person, company or corporation offering to negotiate the same upon terms the most advantageous for the interests of such county, and within the limitation of this act;

Awarding sale.

Provided, that the said board of county commissioners may reject any and all bids offered for the purchase of such bonds, if they deem the welfare of the county require it.

SEC. 10. The moneys realized upon the sale of such bonds shall be placed in the county treasury and devoted so far as may be necessary, exclusively to the purpose to which they were issued, and the residue thereof, after the cost and expenses incident to the erection of such court house shall have been duly paid and discharged, shall be paid into the county revenue fund of such county.

Proceeds.

SEC. 11. Before any such court house shall be built by any such county, the board of county commissioners shall solicit detailed plans and specifications therefor from competent architects to be submitted to such board of county commissioners; *provided* that no plans and specifications shall be accepted by said board of county commissioners which shall exceed the limitation of cost herein provided, nor except upon and after at least four (4) weeks notice that such board will receive and consider such plans and specifications; which notice shall be published for at least two (2) successive weeks in at least one (1) daily, or weekly, newspaper printed and published in said county, and one (1) daily, or weekly, newspaper printed and published at the capital of said state. The board may reject all plans and specifications submitted and re-advertise for plans and specifications.

Plans and specifications.

SEC. 12. The contract for the erection and building of such court house and the building and erection thereof shall be let to the lowest responsible bidder, or bidders, for the whole, or any part thereof, and the board shall require a good and sufficient bond from any

Contract.

one with whom a contract shall be made for the whole or any part of the work of construction.

SEC. 13. This act shall take effect and be in force from and after its passage.

Approved April 9th, 1895.

CHAPTER 300.

S. F. No. 701.

Parks and
driveways.

An act to provide for the making of parkways driveways or boulevards on the shores of lakes in this state, when situated in two or more counties, and to dredge the same.

Be it enacted by the Legislature of the state of Minnesota:

Petition to
district court.

SECTION 1. Whenever a petition praying that a driveway, parkway or boulevard be laid along or around the shores of any lake lying in two or more counties in this state, stating specifically the general course and distance of such driveway, parkway, or boulevard signed by at least ten legal voters and freeholders residents of said counties shall be presented to any judge of the district court of the judicial district in which any of said counties is situated, the said judge shall appoint three or more commissioners, whose duty it shall be to meet at such times and places as may be necessary and to immediately proceed to view the premises and determine whether such improvement is of public benefit and if they shall so determine they shall proceed to accurately specify the land to be taken therefor and to ascertain the amount of damages and compensation to be paid to the owners of the property which is to be taken or injured by such improvements or benefited thereby and to assess the amount of such damages and compensation less the benefits accruing to the land adjoining or through which said improvement is laid and to assess the expense of the improvement upon the lands and property to be benefited by the improvement, and in proportion to the benefits received by each parcel without regard to a cash valuation.

Commissioners
—duties.

Each county in which said improvement is situated shall be represented by at least one commissioner who shall be a resident thereof.

Provided, that said commissioners and boards of county commissioners, in executing the powers vested in them by this act shall appropriate to public use no property situated and lying in front of any residence